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## Shared Time/Dual Enrollment Background Information (SB 621, 622, 623, 709, 710)

### SB 621-Shared Time Services

- A non-public pupil who attends a private, denominational or a parochial school or a pupil that is home schooled may be enrolled on a part-time basis in grades 1-12 in nonessential elective courses provided by a school district or public school academy.
- The public school's nonessential elective courses that are offered to public school pupils *must* be offered to resident nonpublic school pupils or home schooled pupils upon request.
- All nonessential elective courses, including advanced placement level courses, may be offered to nonpublic pupils.
- Shared time services have been a true community builder between Michigan's public and non-public schools. It has provided valuable instruction to children in nonpublic schools and is also beneficial to public school districts in terms of maintaining employment of qualified personnel.
- The instruction must take place within the boundaries of the public school district in which the non-public school is located or within a contiguous district if the "host district" is unable or unwilling to provide the requested services.
- Shared Time has been in effect since Public Act 451 (School Code) of 1976.
- The U.S. and Michigan Supreme Courts have upheld the constitutionality of shared time in the following cases:
  - Agostini v. Felton, 117 S.Ct. 1997, 138 L.Ed.2d 391 (1997)
  - Clonlara v. State Board of Education, 442 Mich 230, 242 (1993)
  - Snyder v. Charlotte Public Schools, 421 Mich 517, 365 NW2d 151 (1984)
  - School District of Traverse City v. Attorney General, 384 Mich 390, 185 NW2d9 (1971)
- Senate Bill 621 would allow any district or public school academy within the Intermediate School District (ISD) or contiguous ISD to provide shared time services, creating more instructional opportunities for both public and non-public schools.

### SB 622/623/709/710 Dual Enrollment

- The process of allowing students to dual enroll in secondary and post secondary institutions was instituted with the Post Secondary Enrollment Options Act (Act 160 of 1996) and the Career and Technical Preparation Act (Act 258 of 2000).
- Students have to be enrolled in at least one public high school class to qualify, creating an unfair obstacle for non-public school students to attend higher education classes.
- Non-public school students have participated in this program, but have had to enroll in an extra high school class at their local district in order to take college level courses.
- The school district receives a pro-rated foundation grant on behalf of the non-public student in order to pay the tuition at the post-secondary institution.
- Senate Bills 622/623/709/710 simply define a non-public school student as eligible for dual enrollment, thereby eliminating the requirement for a public high school class. The state pays the college directly.



Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts,"

The House agreed to the full title.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### Second Reading of Bills

#### Senate Bill No. 836, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 166b (MCL 388.1766b), as amended by 1999 PA 119.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Education,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

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Rep. Meekhof moved that Rep. Acciavatti be excused temporarily from today's session.  
The motion prevailed.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 836, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 166b (MCL 388.1766b), as amended by 1999 PA 119.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 579

#### Yeas—106

Accavitti  
Agema  
Amos  
Angerer  
Ball  
Bauer  
Bieda  
Booher  
Brandenburg

Donigan  
Ebli  
Elsenheimer  
Emmons  
Espinoza  
Farrah  
Gaffney  
Garfield  
Gillard

Lahti  
LaJoy  
Law, Kathleen  
LeBlanc  
Leland  
Lindberg  
Marleau  
Mayes  
McDowell

Polidori  
Proos  
Robertson  
Rocca  
Sak  
Schuitmaker  
Scott  
Shaffer  
Sheen

Brown	Gonzales	Meadows	Sheltrown
Byrnes	Green	Meekhof	Simpson
Byrum	Griffin	Meisner	Smith, Alma
Calley	Hammel	Melton	Smith, Virgil
Casperson	Hammon	Meltzer	Spade
Caswell	Hansen	Miller	Stahl
Caul	Hildenbrand	Moolenaar	Stakoe
Cheeks	Hood	Moore	Steil
Clack	Hoogendyk	Moss	Tobocman
Clemente	Hopgood	Nitz	Vagnozzi
Condino	Horn	Nofs	Valentine
Constan	Huizenga	Opsommer	Walker
Corriveau	Hune	Palmer	Ward
Coulouris	Jackson	Palsrok	Warren
Cushingberry	Johnson	Pastor	Wenke
Dean	Jones, Rick	Pavlov	Wojno
DeRoche	Jones, Robert	Pearce	Young
Dillon	Knollenberg		

Nays—0

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to make appropriations to aid in the support of the public schools and the intermediate school districts of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to supplement the school aid fund by the levy and collection of certain taxes; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; and to repeal acts and parts of acts,"

The House agreed to the full title.

Rep. DeRoche moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### Second Reading of Bills

#### Senate Bill No. 346, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 66.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Judiciary,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 346, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 66.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows: